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06-10-02

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): William F. Crismore et al.

Docket No.

BMID9738REUS

Serial No.
10/008,788Filing Date
December 7, 2001

JUN 07 2002

PATENT & TRADEMARK OFFICE
U.S. GOVERNMENTExaminer
To Be AssignedGroup Art Unit
1743

Invention: ELECTROCHEMICAL BIOSENSOR TEST STRIP

I hereby certify that this Response to Notice to File Missing Parts of Application
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under
 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on JUNE 7, 2002

(Date)

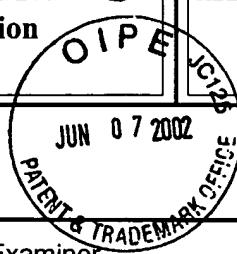
MICHELE WILSON(Typed or Printed Name of Person Mailing Correspondence)Michele Wilson(Signature of Person Mailing Correspondence)**EL841987214US**("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.

Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)

Docket No.
BMID9738REUS

In Re Application Of: William F. Crismore et al.



Serial No.
10/008,788

Filing Date
December 7, 2001

Examiner
To Be Assigned

Group Art Unit
1743

Invention: ELECTROCHEMICAL BIOSENSOR TEST STRIP

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
March 18, 2002
Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

Statement Under 37 CFR 3.73(b), (1pg) Reissue Application: Consent of Assignee; Statement of Non-Assignment (1pg), and return postcard

06/10/2002 BSAYASI1 00000026 022958 10008788

01 FC:115 110.00 CH

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
BMID9738REUS

In Re Application Of: **William F. Crismore et al.**

Serial No.	Filing Date	Examiner	Group Art Unit
10/008,788	December 7, 2001	To Be Assigned	1743

Invention: ELECTROCHEMICAL BIOSENSOR TEST STRIP

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

Completion of application fees as calculated below:

Utility application filing fee

Design application filing fee

Total number of independent claims =

Total number of claims =

Multiple dependent claims

Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

Petition and fee for filing by other than all the inventors or a person not the inventor

Fee for processing an application filed with a non-English language specification

Fee for processing and retention of application

Total completion of application fees \$130.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

One month Two months Three months Four months Five months

from: **May 18, 2002** *Date* until: **June 18, 2002** *Date*

Total time extension fees \$110.00

Total fees due \$240.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.
BMID9738REUS

In Re Application Of: **William F. Crismore et al.**

Serial No.
10/008,788

Filing Date
December 7, 2001

Examiner
To Be Assigned

Group Art Unit
1743

Invention: **ELECTROCHEMICAL BIOSENSOR TEST STRIP**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of **\$240.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **02-2958**
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **02-2958**
A duplicate copy of this sheet is enclosed.



Signature

Dated:

6/6/02

Michelle Neff, Reg. No. 47,817
Roche Diagnostics Corporation
9115 Hague Road, Bldg D
P.O. Box 50457
Indianapolis, IN 46250-0457
Telephone: (317) 521-2851
Facsimile: (317) 521-2883

I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:



BMD 9738RE US
UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
ONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231
(MN)

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/008,788	12/07/2001	William F. Crismore	BMD9738US

Roche Diagnostics Corporation
9115 Hague Road Building D
P O Box 50457
Indianapolis, IN 45240-0457



Date Mailed: 03/18/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Correction of the following is required to complete the reissue application:

The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1). A surcharge is not required when supplying this item.

Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

Consent of the assignee is present, but is unsigned. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided, to comply with 37 CFR 1.172. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

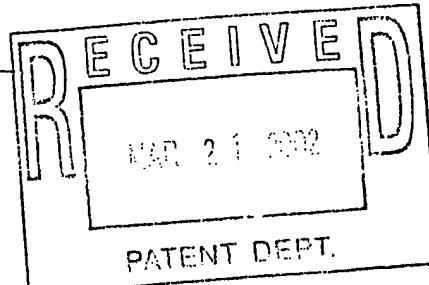
Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP § 324. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

Assignee's statement under 37 CFR 3.73(b) is present, but is unsigned. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

A copy of this notice MUST be returned with the reply.

Office of Initial Patent Examination (703) 308-1202

3/21/02
RE
Response due 5/8/02
(final 9/18/02)





UNITED STATES PATENT AND TRADEMARK OFFICE

#4
BMID 9738RE US
(MN) [redacted]

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/008,788	12/07/2001	William F. Crismore	BMID9738US

Roche Diagnostics Corporation
9115 Hague Road Building D
P O Box 50457
Indianapolis, IN 45240-0457



CONFIRMATION NO. 4748
FORMALITIES LETTER



OC000000007659632

Date Mailed: 03/18/2002

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

06/13/2002 BSAYAS11 00000026 022558 10008788
02 FC:105 130.00 CH

3/21/02
RE
Response filed 5/18/02
Final 9/18/02

